



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Attorney Docket Number 13546US02

**REQUEST FOR CONTINUED EXAMINATION
PURSUANT TO 37 C.F.R. §1.114**

BOX RCE
Assistant Commissioner for Patent
Washington, D.C. 20231

Dear Sir:

Applicant hereby requests, pursuant to 37 C.F.R. §1.114, continued examination of the above-identified application, and consideration of the Amendment being submitted concurrently herewith. Additionally, Patent Owner has also filed a Petition for Two Month Extension concurrently petitioning

The Commissioner is hereby authorized to charge the \$750.00 fee (37 C.F.R. 1.17(e)), and any other fees required, to the deposit account of McAndrews, Held & Malloy, Ltd., Account No. 13-0017.

RESPECTFULLY SUBMITTED

November 10, 2005

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ATTORNEY FOR PATENT OWNER

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II-14-05

PTO/SB/30 (04-05)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

RCE ✓
H.W.

**Request
For
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/664,379
Filing Date	September 17, 2003
First Named Inventor	Benzer et al.
Art Unit	2816
Examiner Name	Long T. Nguyen
Attorney Docket Number	13546US02

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 of the above-identified application.

1. **Submission required under 37 C.F.R. 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
ii. Other _____

b. Enclosed

i. Amendment/Reply
ii. Affidavit(s)/Declaration(s)

iii. Information Disclosure Statement (IDS)
iv. Other _____

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)

b. Other _____

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.13-0017. I have enclosed a duplicate copy of this sheet.

i. RCE fee required under 37 C.F.R. 1.17(e)
ii. Extension of time fee (37 C.F.R. 1.136 and 1.17)
iii. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form.
Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	November 10, 2005
Name (Print /Type)	Mirut P. Dalal, Esq.	Registration No.	44,052

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service under Express Mail Label No. EV 729159035 US in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature			
Name (Print /Type)	Mirut P. Dalal, Esq.	Date	November 10, 2005

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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